

**Before The**  
**FEDERAL COMMUNICATIONS COMMISSION**  
**Washington, D.C. 20554**

|   |   |                      |
|---|---|----------------------|
| In the Matter of                              | ) |                      |
| Digital Broadcast Copy Protection             | ) | MB Docket No. 02-230 |
|   | ) |                      |
| Implementation of Section 304 of the          | ) |                      |
| Telecommunications Act of 1996                | ) | CS Docket No. 97-80  |
|   | ) |                      |
| Commercial Availability of Navigation Devices | ) |                      |
| And Compatibility Between Cable System        | ) | PP Docket no. 00-67  |
| Consumer Electronics equipment                | ) |                      |

**MOTION OF THE AMERICAN ANTITRUST INSTITUTE  
TO ACCEPT LATE FILED REPLY COMMENTS**

The American Antitrust Institute (“AAI”) moves for the Commission to accept late filed Reply Comments to the *Further Notice of Proposed Rulemaking*<sup>1</sup> and the *Second Further Notice of Proposed Rulemaking*<sup>2</sup> in the above-captioned proceedings, and in support thereof states as follows:

1. The due date for Reply Comments in both of the above-captioned proceedings was extended to March 15, 2004 by *Order* in these dockets (rel. Dec. 23, 2003).
2. Reply Comments of the AAI were prepared and ready for transmittal on March 15, 2004. However, because of a technical failure, the Reply Comments, still dated March 15, 2004, did not reach the FCC’s ECFS until the following day, March 16, 2004.
3. Granting the AAI’s motion to accept Reply Comments filed one day late will not prejudice any party to this proceeding or delay the Commission’s deliberations.

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<sup>1</sup> *Further Notice of Proposed Rulemaking, Digital Broadcast Content Protection*, MB Docket 02-230 (rel. Nov. 4, 2003).

<sup>2</sup> to *Second Further Notice of Proposed Rulemaking, Implementation of Section 304 of the Telecommunications Act of 1996* (rel. Oct. 9, 2003).

The AAI, therefore, respectfully requests that the Commission accept its Late Filed Reply comments in the above-captioned proceedings.

Respectfully submitted,

AMERICAN ANTITRUST INSTITUTE

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By:\_\_\_\_\_/s/\_\_\_\_\_

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